

2001 DRAFTING REQUEST

Bill

Received: 09/12/2000

Received By: phurley

Wanted: Soon

Identical to LRB:

For: Administration-Budget 6 73232

By/Representing: Etzler

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Alt. Drafters:

Subject: Transportation - miscellaneous

Extra Copies: DOT, RCT, TNF

Pre Topic:

DOA:.....Etzler -

Topic:

Increasing fees for operators' records searches

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	phurley 09/25/2000	gilfokm 09/26/2000	martykr 09/26/2000	_____	lrb_docadmin 09/26/2000		State
/2	phurley	gilfokm	martykr	_____	lrb_docadmin		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketcd</u>	<u>Required</u>
	10/20/2000	10/20/2000	11/02/2000	_____	11/02/2000		

FE Sent For:

<END>

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Topic:

Karen Smith DOT - B031 increasing fees for operators' records searches

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See Attached

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FE Sent For:

12 - King
10/20

Tom 11
1

Jb 11
1/2

<END>

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May Contact:

Alt. Drafters:

Subject: **Transportation - miscellaneous**

Extra Copies: **DOT, RCT, TNF, PEN**

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DOA:.....Etzler -

Topic:

DOA:...Etzler ^{Δ-Δ} Karen Smith DOT ^Δ B031 Increasing fees for operators' records searches

Instructions:

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/?	phurley	11/9/25 King	Km 9/26	<u>Jeff 9/26</u>			State

FE Sent For:

<END>

PH

T047
B031

**WISCONSIN DEPARTMENT OF TRANSPORTATION
LEGISLATIVE PROPOSAL FORM
2001-03 BUDGET**

Short Title of Issue: Raise record sales fee for motor vehicle records.

Division(s) Managing: Division of Motor Vehicles

Date Submitted: June 26, 2000
Lead Division Contact: Karen Smith, 267-3232

Contact:
OPB Analyst: Karen Porter, 266-0179
OGC Contact: Joe Maassen, 266-7364

**DIV. Admin.(s)
Signature**

Problem Definition: The fees for driver and vehicle record sales are established under ss. 341.17, 342.09, ~~343.24~~, and ~~343.245~~ Stats. Statutes 343.24 and 343.245 are specific to the fees charged. All fees now established at \$3.00 should be increased to \$5.00 and the telephone search fee of \$4.00 should be increased to \$6.00.

Proposed Solution: Amend s. 343.24(2) as follows:
2 (a) For each file search, ~~\$5.00~~
2 (b) For each computerized search, \$5.00
2 (c) For each search requested by telephone, \$6.00, or an established monthly service rate determined by the department.
Amend s. 343.24(2m) as follows:
2m "...The department shall charge a fee of \$5.00 for each file of vehicle operators' records contained in the tape or media. The department shall charge a fee of not more than \$5.00 for each file of uniform traffic citations or motor vehicle accidents contained in the tape or media."...

*Q. d. fin
bring her
341.17,
342.09,
343.24*

Amend s. 343.245(3m)(b) as follows:
"...The fee for each notification by the department of an employer under par.(a) shall be \$5.00."
none

Leg. Background:



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0272/1

PJH:K...
Kmg

*A-A
WISCONSIN*

DOA:...Etzler, Karen Smith DOT ^AB031 increasing fees for operators' records searches

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

Soon
Submitted 9-25-00
Tip Request Sheet

*DON'T
GEN. CAT.*

1 AN ACT ..., relating to: increasing fees charged by the department of
2 transportation for certain vehicle operators' records.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

Under current law, DOT charges a fee to search for and furnish a copy of any person's vehicle operating record. DOT charges \$3 for any of the following: a single file search or computerized search of vehicle operating records, a single vehicle operating record contained on computer tape or other electronic media, or a single record of uniform traffic citations or motor vehicle accidents contained on computer tape or other electronic media. DOT charges \$4 to search a single operating record requested by telephone.

In addition, under current law an employer of any person who operates a commercial motor vehicle (a commercial driver) may register any commercial driver employed by the employer on a list maintained by DOT. DOT notifies the employer of any conviction, suspension, revocation, cancellation, disqualification, or out-of-service order against that driver. Under current law, DOT charges \$3 for each notification ^{that} it provides to the employer.

This bill increases each of the specified fees by \$2.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 343.24 (2) (a) of the statutes is amended to read:

2 343.24 (2) (a) For each file search, ~~\$3~~ \$5.

History: 1975 c. 297 s. 9; Stats. 1975 s. 343.24; 1977 c. 29 s. 1654 (7) (e); 1979 c. 221, 331, 355; 1989 a. 105; 1991 a. 269; 1993 a. 16, 490; 1995 a. 113; Sup. Ct. Order No. 99-04, 228 Wis. 2d xxiii (2000); 1999 a. 88, 185.

3 **SECTION 2.** 343.24 (2) (b) of the statutes is amended to read:

4 343.24 (2) (b) For each computerized search, ~~\$3~~ \$5.

History: 1975 c. 297 s. 9; Stats. 1975 s. 343.24; 1977 c. 29 s. 1654 (7) (e); 1979 c. 221, 331, 355; 1989 a. 105; 1991 a. 269; 1993 a. 16, 490; 1995 a. 113; Sup. Ct. Order No. 99-04, 228 Wis. 2d xxiii (2000); 1999 a. 88, 185.

5 **SECTION 3.** 343.24 (2) (c) of the statutes is amended to read:

6 343.24 (2) (c) For each search requested by telephone, ~~\$4~~ \$6, or an established
7 monthly service rate determined by the department.

History: 1975 c. 297 s. 9; Stats. 1975 s. 343.24; 1977 c. 29 s. 1654 (7) (e); 1979 c. 221, 331, 355; 1989 a. 105; 1991 a. 269; 1993 a. 16, 490; 1995 a. 113; Sup. Ct. Order No. 99-04, 228 Wis. 2d xxiii (2000); 1999 a. 88, 185.

8 **SECTION 4.** 343.24 (2m) of the statutes is amended to read:

9 343.24 (2m) If the department, in maintaining a computerized operating
10 record system, makes copies of its operating record file database, or a portion thereof,
11 on computer tape or other electronic media, copies of the tape or media may be
12 furnished to any person on request. The department may also furnish to any person
13 upon request records on computer tape or other electronic media that contain
14 information from files of uniform traffic citations or motor vehicle accidents and that
15 were produced for or developed by the department for purposes related to
16 maintenance of the operating record file database. The department shall charge a
17 fee of ~~\$30~~ \$5 for each file of vehicle operators' records contained in the tape or media.
18 The department shall charge a fee of not more than ~~\$3~~ \$5 for each file of uniform
19 traffic citations or motor vehicle accidents contained in the tape or media. Nothing

1 in this subsection requires the department to produce records of particular files or
2 data in a particular format except as those records or data are made by the
3 department for its purposes.

History: 1975 c. 297 s. 9; Stats. 1975 s. 343.24; 1977 c. 29 s. 1654 (7) (c); 1979 c. 221, 331, 353; 1989 a. 105; 1991 a. 269; 1993 a. 16, 490; 1995 a. 113; Sup. Ct. Order No. 99-04, 228 Wis. 2d xxiii (2000); 1999 a. 88, 185.

4 **SECTION 5. 343.245 (3m) (b) of the statutes is amended to read:**

5 343.245 (3m) (b) The department shall establish and collect reasonable fees
6 from employers in the program sufficient to defray the costs of instituting and
7 maintaining the program, including the registration and withdrawal of employees.
8 The fee for each notification by the department to an employer under par. (a) shall
9 be \$3 \$5.

History: 1989 a. 105; 1991 a. 39; 1993 a. 16; 1995 a. 113.

10 **SECTION 9452. Effective dates; transportation.**

11 (1) OPERATING RECORDS FEES. The treatment of section 343.24 (2) (a), (b), and
12 (c) ~~(2m)~~ ^{and (3m) (b)} of the statutes takes effect on the first day of the first month beginning
13 after publication, or on September 1, 2001, whichever is later.

14 (END)



DOA:.....Etzler - Karen Smith DOT - B031 increasing fees for operators' records searches

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

New Double ✓
Sub 10-20-03
re: 10/11/03
already on 1

1 AN ACT ^{DON'T GEN cat} relating to: increasing fees charged by the department of
2 transportation for certain vehicle operators' records.

Analysis by the Legislative Reference Bureau

TRANSPORTATION

DRIVERS AND MOTOR VEHICLES

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In addition, under current law an employer of any person who operates a commercial motor vehicle (a commercial driver) may register any commercial driver employed by the employer on a list maintained by DOT. DOT notifies the employer of any conviction, suspension, revocation, cancellation, disqualification or out-of-service order against that driver. Under current law, DOT charges \$3 for each notification that it provides to the employer.

This bill increases each of the specified fees by \$2.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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5 **SECTION 3.** 343.24 (2) (c) of the statutes is amended to read:

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7 monthly service rate determined by the department.

8 **SECTION 4.** 343.24 (2m) of the statutes is amended to read:

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10 record system, makes copies of its operating record file database, or a portion thereof,
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12 furnished to any person on request. The department may also furnish to any person
13 upon request records on computer tape or other electronic media that contain
14 information from files of uniform traffic citations or motor vehicle accidents and that
15 were produced for or developed by the department for purposes related to
16 maintenance of the operating record file database. The department shall charge a
17 fee of ~~\$3~~ \$5 for each file of vehicle operators' records contained in the tape or media.
18 The department shall charge a fee of not more than ~~\$3~~ \$5 for each file of uniform
19 traffic citations or motor vehicle accidents contained in the tape or media. Nothing
20 in this subsection requires the department to produce records of particular files or

1 data in a particular format except as those records or data are made by the
2 department for its purposes.

3 SECTION 5. 343.245 (3m) (b) of the statutes is amended to read:

4 343.245 (3m) (b) The department shall establish and collect reasonable fees
5 from employers in the program sufficient to defray the costs of instituting and
6 maintaining the program, including the registration and withdrawal of employees.
7 The fee for each notification by the department to an employer under par. (a) shall
8 be \$3 \$5.

9 SECTION 9452. Effective dates; transportation

10 (1) OPERATING RECORDS FEES. The treatment of sections 343.24 (2) (a), (b), and
11 (c) and (2m) and 343.245 (3m) (b) of the statutes takes effect on the first day of the
12 ~~first~~ ^{second} month beginning after publication ~~on September 1, 2001, whichever is later.~~

13 (END)

7th

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0272/2dn
PJH:kmg:km

✓
This draft is identical to LRB-0272/1 except that the effective date has been changed to the first day of the seventh month beginning after publication.

Peggy Hurley
Legislative Attorney
Phone: (608) 266-8906
E-mail: peggy.hurley@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0272/2dn
PJH:kmg:km

November 1, 2000

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Legislative Attorney
Phone: (608) 266-8906
E-mail: peggy.hurley@legis.state.wi.us



State of Wisconsin
2001 - 2002 LEGISLATURE

LRB-0272/2
PJH:kmg:km

DOA:.....Etzler – Increasing fees for operators’ records searches

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

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12 7th month beginning after publication.

13 (END)